

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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NABOR REYES-RODRIGUEZ,

Case No. 3:25-cv-00184-MMD-CLB

Petitioner,

ORDER

v.

TERRY ROYAL, *et al.*,

Respondents.

Petitioner Nabor Reyes-Rodriguez, a pro se Nevada prisoner, submitted a petition for writ of habeas corpus (ECF No. 1-1) under 28 U.S.C. § 2254 as well as an application to proceed *in forma pauperis* (“IFP” (ECF No. 1).)

A \$5.00 filing fee is required to initiate a habeas action in a federal district court. 28 U.S.C. § 1914(a). The Court may authorize a person to begin an action without prepaying fees and costs if the person demonstrates indigency. See 28 U.S.C. § 1915. The IFP application must be submitted on the form provided by the court and include specific financial information and a declaration confirming under the penalty of perjury that the financial information is true. *Id.*

The financial certificate shows Reyes-Rodriguez is able to pay the \$5.00 filing fee. (ECF No. 1 at 12.) Thus, he does not qualify for a fee waiver. The Court therefore denies the IFP application and gives Reyes-Rodriguez 45 days to pay the \$5.00 filing fee.

It is therefore ordered that the initial screening of the petition for writ of habeas corpus (ECF No. 1-1) under the Rules Governing Section 2254 Cases is deferred to until such time as he has fully complied with this order.

It is further ordered that, within 45 days of the date of this order, Reyes-Rodriguez must pay the \$5.00 filing fee.

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1 The Clerk of the Court is instructed to send Reyes-Rodriguez two copies of this
2 order. If he decides to pay the filing fee from his inmate account, he must arrange to have
3 a copy of this order attached to the check for the filing fee.

4 It is further ordered that Reyes-Rodriguez's failure to comply with this order within
5 45 days by paying the filing fee will result in the dismissal of this action without prejudice
6 and without further advance notice.

7 DATED THIS 11th Day of April 2025.

A handwritten signature in blue ink, appearing to read 'Miranda M. Du', is written above a horizontal line.

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10 MIRANDA M. DU
UNITED STATES DISTRICT JUDGE